

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
225 CADMAN PLAZA EAST
BROOKLYN N.Y. 11201

YOEL GRUEN

Vs.

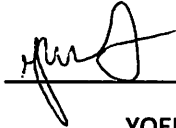
AHUVA GRUEN, et al

DOCKET NO. 1:24-cv-00094-NRM-LB

TO THE HONORABLE JUDGES:

1. Attached [Exhibit number one] is what I Received from the Superior Court Of New Jersey-
Appellate Division.
2. The Appellate Court is Denying my motion because I don't have money
I am Asking The Court to Address This Issue

REC'D IN PRE SE OFFICE
JUN 14 '24 AM 10:50



YOEL GRUEN

6.11.2024

DATE

Clerk Of the Supreme Court Of New Jersey
25 West Market Street
P.O Box 970
Trenton N.J 08625
609.815.2955

6.10.2024

YOEL GRUEN APPELLANT

v.

AHUVA GRUEN RESPONDENT

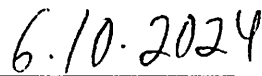
1.Attached I Mailed to the Court My Motions with Proof of Mailings. Kindly Send me a Stamped Copy.

2.Attached [Exhibit number one] is what I Received from the Superior Court Of New Jersey- Appellate Division.

3.The Appellate Court is Dening My Motion because I don't have money I am asking the Court to Address this issue.



YOEL GRUEN



DATE

PostalAnnex #20018
2918 Avenue I
Brooklyn, NY 11210
Ph:(347)374-2067
Fax:(347)374-3585
www.postalannex.com/20018

Shipment-----

USPS Ground Advantage (lb.)

Ship To:

APPELETTE DIVISION CLERKS OFFICE
25 MARKET ST
PO BOX 006
TRENTON, NJ 08625-0006

Package ID: 143860 12.98

Tracking #: 9434611206210975770310

Actual Wt: 1.17 lbs

Rating Wt: 2 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (lb.)

Ship To:

CLERK OF THE SUPREME COURT HUGHES JUSTICE
COMPLEX

PO BOX 970

TRENTON, NJ 08625-0970

Package ID: 143872 12.98

Tracking #: 9434611206210975701840

Actual Wt: 1.76 lbs

Rating Wt: 2 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (oz.)

Ship To:

LEAH LEDERBERGER ESQ.
2110 W County Line Rd
JACKSON, NJ 08527

Package ID: 143879 9.02

Tracking #: 9400111206210975198006

Actual Wt: 0.26 lbs

Rating Wt: 0.31 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (oz.)

Ship To:

FAMILY DIVISION
OCEAN COUNTY SUPERIOR COURT
PO BOX 2191
TOMS RIVER, NJ 08754-2191

Package ID: 143880 7.99

Tracking #: 9400111206210975127365

Actual Wt: 0.24 lbs

Rating Wt: 0.25 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (oz.)

Ship To:

MATHEW B. THOMPSON ESQ.
BERRY, SAHRADNIK, KOTZAS & BENSON ATTORNEY
S AT LAW

212 HOOPER AVE

PO BOX 757

TOMS RIVER, NJ 08753-7608

Package ID: 143881 7.99

Tracking #: 9400111206210975160027

Actual Wt: 0.17 lbs

Rating Wt: 0.18 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (oz.)

Ship To:

AHUVA GRUEN
114 CHATEAU DR
LAKEWOOD, NJ 08701-5249

Package ID: 143882 7.99

Tracking #: 9400111206210975181954

Actual Wt: 0.25 lbs

Rating Wt: 0.25 lbs

YOEL GRUEN

965 EAST 29TH STREET

BROOKLYN N.Y. 11210

718.406.7633

joelgruen@hotmail.com

SUPREME COURT OF NEW JERSEY

APPELLATE DIVISION NUMBER A-001251-23

YOEL GRUEN APPELLANT

Vs.

AHUVA GRUEN RESPONDENT

NOTICE OF MOTION

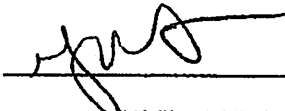
FOR LEAVE TO APPEAL

TO: AHUVA GRUEN

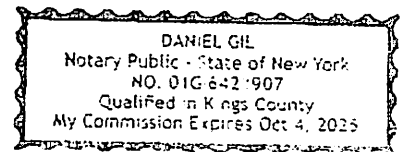
PLEASE TAKE NOTICE that the undersigned hereby moves before the Supreme Court of New Jersey for Leave to Appeal the 2.28.2024 order of the Superior Court Appellate Division which denied Appellant's Motions for Free Transcripts at the Public's expense and for Appellant's Motion to file as Indigent In support of this motion, I shall rely on the attached certification

3.1.2024

DATED


YOEL GRUEN





YOEL GRUEN

965 EAST 29TH STREET

BROOKLYN N.Y. 11210

718.406.7633

joelgruen@hotmail.com

SUPREME COURT OF NEW JERSEY

APPELLATE DIVISION NUMBER A-001251-23

YOEL GRUEN APPELLANT

Vs.

AHUVA GRUEN RESPONDENT

NOTICE OF MOTION

FOR LEAVE TO PROCEED AS AN INDIGENT

TO: AHUVA GRUEN

PLEASE TAKE NOTICE that the undersigned hereby moves before the Supreme Court of New Jersey for Leave to Proceed as an Indigent.

Appellant is Disabled since 11.9.2017. Appellants sole income is S.S.D.I in the monthly amount of \$882.00 and Food Stamps in the monthly amount of \$281.00 which is below the Poverty Level.

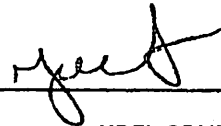
Appellants Monthly expenses Are

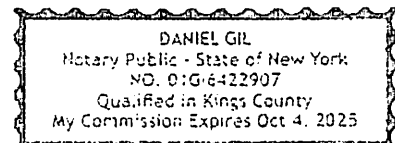
- a. Rent \$675.00
- b. Cell Phone Bill \$22.98
- c. Food \$150.00

In support of this motion, I shall rely on the attached certification

31.2024

DATED


YOEL GRUEN



YOEL GRUEN APPELLANT

VS

AHUVA GRUEN RESPONDENT

SUPREME COURT OF NEW JERSEY

DOCKET NUMBER A-001251-23

3.1.2024

CERTIFICATION

NOTICE OF MOTION FOR LEAVE TO APPEAL AND NOTICE OF NOTION FOR LEAVE

TO PROCEED AS INDIGENT I AM ASKING THE COURT TO GRANT MY MOTIONS

I have filed to the Trial Court on 11.1.2022 and on 3.23.2023 and on 8.14.2023 and On 10.18.2023 to proceed as an Indigent with no response in writing from the Trial Court.

As per Attorney Mathew Thompson's letter dated 2.7.2024 page number four "In the instant matter, the county of ocean does not take a position as to whether the appellant has demonstrated indigency" the facts are very clear the appellant made know to the Trial Court on many occasions that I am on Disability since 11.9.2017 which is Before the Final DJOD dated 10.11.2019 and the trial court should not have entered a Judgement on default denying appellant his due process. The trial court knows that appellant lives below the poverty level and still has not written a decision to grant or deny appellant as indigent on the Contrary on 6.22.2020 Trail Court Judge Madelin F. Einbinder Granted my motion to Proceed as Indigent.

On 4.7.2017 Directive # 03-17 the N.J. Court Ruled on Indigent

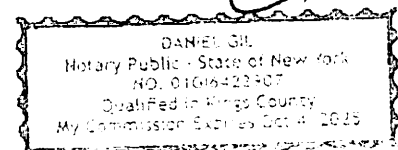
- a. Whose household income does not exceed 150% of the federal poverty level
- b. Who have no more than \$2500 in Liquid Assets

Appellant is within these two qualifications

Based on the Forgoing I am asking the Court to Grant my Motions

I certify that the forgoing statements made by me are true. I am aware that If any of the forgoing statements made by me are willfully false I am subject to punishment.


YOEL GRUEN



FILED, Clerk of the Appellate Division, February 28, 2024. A-001251-23. M-002971-23

ORDER ON MOTION

YOEL GRUEN
V.
AHUVA GRUEN

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO.: A-001251-23T2
MOTION NO.: M-002971-23
BEFORE: PART F
JUDGE(S): THOMAS W. SUMNERS JR.

MOTION FILED: 01/24/2024
ANSWER(S) 02/08/2024
FILED:

BY: YOEL GRUEN
BY: OCEAN COUNTY COUNSEL

SUBMITTED TO COURT: February 26, 2024

ORDER

THIS MATTER HAVING BEEN DULY PRESENTED TO THE COURT, IT IS, ON
THIS 27th day of February, 2024, HEREBY ORDERED AS FOLLOWS:

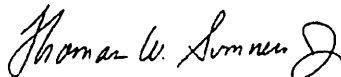
MOTION BY APPELLANT

MOTION FOR TRANSCRIPTS AT
PUBLIC EXPENSE

DENIED

SUPPLEMENTAL:

FOR THE COURT:



THOMAS W. SUMNERS JR., C.J.A.D.

FM-15-327-16 OCEAN
ORDER - REGULAR MOTION
JC

FILED, Clerk of the Appellate Division, February 28, 2024, A-001251-23, M-002239-23

ORDER ON MOTION

YOEL GRUEN
V.
AHUVA GRUEN

SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO.: A-001251-23T2
MOTION NO.: M-002239-23
BEFORE: PART F
JUDGE(S): THOMAS W. SUMNERS JR.

MOTION FILED: 12/20/2023
ANSWER(S)
FILED:

BY: YOEL GRUEN
BY:

SUBMITTED TO COURT: February 26, 2024

ORDER

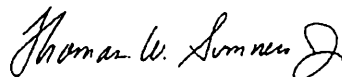
THIS MATTER HAVING BEEN DULY PRESENTED TO THE COURT, IT IS, ON THIS 27th day of February, 2024, HEREBY ORDERED AS FOLLOWS:

MOTION BY APPELLANT

MOTION TO PROCEED AS INDIGENT DENIED

SUPPLEMENTAL: Appellant shall provide a copy of the trial court's order granting the indigency application and a certification stating his financial situation has not substantially changed since the grant of indigency. See R. 2:7-4.

FOR THE COURT:



THOMAS W. SUMNERS JR., C.J.A.D.

FM-15-327-16 OCEAN
ORDER - REGULAR MOTION
JC

FRANKLIN H. BERRY, JR. *
JOHN C. SAHRADNIK *
STEPHEN B. KOTZAS *
LAURA M. BENSON *
ROBERT D. BUDESA **
MARY JANE LIDAKA *
MATHEW B. THOMPSON *
CHRISTOPHER A. KHATAMI *
LAURA E. COMER

* NJ & FL Bars
Δ Admitted to the U.S. Tax Court
Δ Admitted to U.S. Court of Appeals, 3rd Circuit
Δ Admitted to U.S. Supreme Court
** Certified by the Supreme Court of New Jersey
as a Workers Compensation Law Attorney



**BERRY, SAHRADNIK,
KOTZAS & BENSON**
ATTORNEYS AT LAW

212 Hooper Ave. / P.O. Box 757
Toms River, NJ 08754-0757
732-349-4800

FRANKLIN H. BERRY 1941-1975
WILLIAM W. WHITSON 1941-1967
MAJA L. BERRY 1948-1961

COUNSEL
EDWARD T. FEUREY *Δ

Toll Free: 800-991-9279
Fax: 732-349-1983
www.bskb-law.com
@bskb-law.com

February 8, 2024

Joseph H. Orlando, Clerk
Appellate Division - Superior Court of New Jersey
Office of the Clerk
Hughes Justice Complex
CN 006
Trenton, New Jersey 08625

Re: Yoel Gruen v. Ahuva Gruen
Appellate Division Docket No. A-001251-23T2
Appellate Motion No. M-002971-23
Our File No. 21.0059876

Dear Mr. Orlando:

This office represents the County of Ocean in the above-referenced matter. Please accept this letter brief in lieu of a formal brief as the County's opposition to Appellant, Yoel Gruen's (Appellant) Motion for Free Transcripts.

It is the County's position that the Appellant is not entitled to free transcripts in his appeal from the trial court's decision. The Appellant is appealing the December 8, 2023 decision of the Honorable Laurie C. Poppe, J.S.C. denying the Appellant's request to vacate the Default Judgment of Divorce ("DJOD") dated October 11, 2019 and other orders related to the parties divorce. The Appellant's CIS provides the following statement of facts:

On 10.11.2019 lisa puglisi made a default DJOD while plaintiff was involuntarily hospitalized under doctors care the trial court refuses to open the default judgement and is sexist towards men, is favoring females. on 12.8.2023 plaintiff was denied without a valid reasoning a default judgement against the defendant. Laurie Poppe refused to reconsider another judges orders not holding the defendant responsible to pay any child support. The trial denied plaintiff his due process and was biased towards plaintiff.

(See Appellant's Civil Case Information Statement)

February 7, 2024
Page 2

The Appellate listed, to the extent possible, the following issues for appeal:

1. Vacate and open the 10.11.2019 default DJOJ the trial court did not hear testimony from the guardian ad litem or any medical professionals (sp) and refuses to allow the plaintiff (sp) to cross examine them. 2.Immediate supervised Visitation by the court in the court 3.Defendant to pay back support and child support and alimony 3. Equal distribution of all Marital assets with plaintiff's share to be used Only for back support and child support payments .
(See Appellant's Civil Case Information Statement)

New Jersey has no statute, rule or recorded decision which requires transcripts at public expense for appeals in civil actions for money damages. Robinson v. St. Peter's Medical Center, 236 N.J. Super. 94, 99 (App. Div. 1989) The New Jersey Supreme Court suggests that requests for transcripts in civil appeals should be handled on a case-by-case basis depending on the nature of the action and that free transcripts should be denied where the appeal is either purely civil in nature or is frivolous. Id. and See In re Guardianship of Dotson, 72 N.J. 112, 118 (1976) holding that the court "should first decide whether the grounds stated for the appeal are frivolous."

The rules of court are facially neutral on the question of who is permitted to obtain a free transcript, but the comments to the rules reflect the general dichotomy between criminal and civil matters. R. 2:7-1 affords indigents the benefit of not paying necessary filing fees and deposit for costs, but does not address the transcript issue. Guidance is, however, provided by R. 2:5-3(d) which states in part:

If the appellant is indigent and is entitled to have a transcript of the proceedings below furnished without charge for use on appeal, either the trial or the appellate court, on application, may order the transcript prepared at public expense. Unless the indigent defendant is represented by the Public Defender or that office is otherwise obligated by law to provide the transcript to an indigent, **the court may order the transcript of the proceedings below furnished at the county's expense if the appeal involves prosecution for violation of a statute and at the municipality's expense if the appeal involves prosecution for violation of an ordinance.**

[Emphasis Added]

February 7, 2024
Page 3

The Appellate Division has further explained that:

Indigency and entitlement are required by the rule. While the requirements necessary to pass both tests are not defined therein, the rule certainly does not create an absolute right to a free transcript. Rather, it merely acknowledges that a free transcript is available to those meeting the standard. The comments to both rules clarify that, in criminal appeals, free transcripts are unquestioned for indigents, while in civil appeals they are available only in the very exceptional case which warrants that kind of public expenditure. See Pressler, Current N.J. Court Rules, Comments to R. 2:7-1 and R. 2:5-3(d) (1989). This paragraph retains the provision of the 1967 version of the rule permitting an indigent defendant entitled to a free transcript to apply to either the trial or the appellate court for an order for preparation of the transcript at public expense. See also N.J.S.A. 2A:152-17. However, the main purpose of this provision has effectively become moot because of the Public Defender Act, N.J.S.A. 2A:158A-1 et seq., since ordinarily criminal defendants who are indigent will be represented by the Office of the Public Defender, which assumes transcript as well as other defense costs subject to the statutory reimbursement provisions. Thus, unlike a criminal defendant, a civil litigant has an uphill burden to justify the public financing of his transcript costs.

Robinson at 100.

Although the New Jersey Supreme Court has had the opportunity to resolve the issue, whether an indigent has an absolute and unconditional right, constitutional or otherwise, to be provided at State expense with a full and complete transcript for use on appeal, it has declined to do so. In re Guardianship of Dotson, supra, 72 N.J. at 114-115. No New Jersey court has held that such an award may be made simply as a matter of judicial discretion in civil cases where allowing a free transcript seems equitable. However, guidance as to when transcripts may be required are contained in the comments to R. 2:1-1 which provides:

With respect to appeals in civil actions, the general rule is that relief from filing fees and the deposit of costs pursuant to this rule does not include either the right to assigned counsel or to a transcript at public expense. The only opportunity for relief from the transcript requirement is by way of abbreviation pursuant to R. 2:5-3(c) or by an application to the trial court for a statement in lieu of proceedings pursuant to R. 2:5-3(f). while the statement in lieu of transcript is ordinarily available only when the verbatim record is lost or otherwise unavailable, the rule is subject to relation and may be resorted to by an indigent. See

February 7, 2024
Page 4

In re Guardianship of Dotson, 72 N.J. 11 (1976) In Re Guardianship of S.C. 260 N.J. Super. 304 (App. Div. 1992)

There are, however, exceptions to the general rule of limited relief to appellants in civil appeals. Where termination of parental rights is an issue, both assignment of counsel and a transcript at public expense were accorded. In re Guardianship of Dotson, 72 N.J. 11 (1976). Defense of parents whose parental rights are being sought to be terminated under Title 30 has been, however, statutorily allocated to the Public Defender, N.J.S. 30:4C-15.4, who will bear all expenses of litigation and appeal. In Re Guardianship of G.S., 137 N.J. 168 (1994). Transcripts at a public expense may also be available to indigents in Title 9 abuse or neglect cases. See DYFS v. E.B., 137 N.J. 180 (1994). And see In re Adoption of a Child by J.D.S., 176 N.J. 154 (2003) (indigent natural parent contesting private adoption whose parental rights were terminated in that proceeding is entitled to have the transcript paid for by the Public Defender if the adopting parents are unable to do so.)

Although a commitment proceeding pursuant to the Sexually Violent Predator Act, N.J.S. 30:4-27.24 to 30:4-27.38 is a civil proceeding, a committed appellant has the right to both representation by the Public Defender and a transcript at the Public Defender's expense. In re Civil Commitment of D.L., 351 N.J. Super. 77, 90-92 (App. Div. 2002) certif, den. 179 N.J. 373 (2004)

In the instant matter, the County of Ocean does not take a position as to whether the Appellant has demonstrated indigency. However, the County does assert the Appellant cannot establish an entitlement to transcripts at the County of Ocean's expense. The Appellant does not allege an appeal of a violation of a statute; rather, he is appealing the Motion to Vacate a final judgment of divorce. Further, this matter does not arise from out of a criminal matter, involuntary civil commitment, or the termination of parental rights. The nature of the Appellant's appeal simply does not present the unique characteristics which would justify ignoring the general rule that civil litigants are not entitled to burden public coffers with transcript costs.

February 7, 2024
Page 5

Based upon the foregoing reasons and the authorities cited in support thereof, the County of Ocean respectfully submits that Appellants Motion for Free Transcripts at the expense of the County of Ocean must be denied.

Respectfully submitted,
BERRY, SAHRADNIK, KOTZAS & BENSON
A Professional Corporation Attorneys for
Respondent, County of Ocean

By: 
MATHEW B. THOMPSON

cc: Yoel Gruen (CMRRR; Regular Mail)
Leah Lederberger, Esq.

Received and Filed
6/22/2020
Superior Court of Ocean County

NOTICE: This is a public document. Do not enter personal identifying information on it, such as your full Social Security number, driver's license number, insurance policy number, vehicle plate number, active financial account, credit card number or military status. This document as submitted will be available to the public upon request.

Name Yoel Gruen
Address 965 West 28th St
Brooklyn NY 11210
Telephone Number 212.253.3804
Email Address joelgruen@hotmail.com

Superior Court of New Jersey
Ocean County (If applicable)
Docket Number: FM-15-327-16

Yoel Gruen
Plaintiff(s)/Appellant(s)

Aluwa Gruen
v.
Defendant(s)/Respondent(s)

Order Waiving Filing Fees

This matter having been brought before the court on application of Yoel Gruen (☒ plaintiff(s)/ ☐ appellant(s)/ ☐ defendant(s)/ ☐ respondent(s)) for an Order waiving filing fees pursuant to Rule 1:13-2 or Rule 2:7-1, and the Court having considered the moving party's financial information, the matter and for good cause appearing:

(Do not write below this line, For Court Use Only)
It is on this 22nd day of June, 2020, ORDERED that the application for a fee waiver is

☒ Granted ☐ Denied

/s/ Madelin F. Einbinder, P.J.F.P.
Madelin F. Einbinder, P.J.F.P.



Administrative Office of the Courts

GLENN A. GRANT, J.A.D.
Acting Administrative Director of the Courts

www.njcourts.com • Phone: 609-984-0275 • Fax: 609-984-6968

TO: Hon. Carmen Messano
Assignment Judges
Hon. Patrick DeAlmeida
Civil, Criminal, Family, General Equity and
Municipal Presiding Judges
AOC Directors and Assistant Directors
Clerks of Court
Trial Court Administrators
Division Managers, All Divisions

FROM: Glenn A. Grant, J.A.D. *GAG*

SUBJ: Fee Waivers Based on Indigence – Supreme Court Order; Fee Waiver
Application Form For All Courts

DATE: April 7, 2017 (updated April 20, 2017)

The Supreme Court by rule relaxation order dated April 5, 2017 (copy attached) has established a standard process and criteria for waivers of court filing and copy fees based on indigence. The Court's order relaxes Rules 1:13-2 ("Proceedings by Indigents") and Rule 2:7 ("Appeals by Indigent Persons"), effective immediately, pending adoption of conforming rule amendments.

As set forth in the order, court filing and/or copy fees may be waived "by reason of poverty" for litigants "(a) whose household income does not exceed 150% of the federal poverty level (with that level based on the number of members of the individual's household) and (b) who have no more than \$2500 in liquid assets, subject to completion and submission of a uniform fee waiver request form promulgated by the Administrative Director of the Courts and with eligibility for waiver to be determined based on the applicant meeting the above income and assets standards and providing the court with the required proof of eligibility." The referenced uniform fee waiver request form is attached in the form of a fee waiver packet. [Note: The packet was updated April 20, 2017.]

The order further provides that "[i]f the court determines that the complaint, application, motion, appeal, petition, or other filing is frivolous or malicious or constitutes an abuse of process, the court may deny such waiver of court filing and copy fees in

Directive #03-17

April 7, 2017

Page 2

noncriminal matters, unless otherwise provided for by law." Further, "[t]he provisions of this order are separate from issues related to Public Defender eligibility and Form 5A applications as well as protocols for permitting defendants to pay financial penalties in installments in the municipal courts."

Thus, litigants seeking a waiver of court fees or copy fees based on indigence must complete and submit the forms contained in the attached fee waiver packet.

As set forth in the packet, Legal Services of New Jersey and its associated regional legal services programs, as well as public interest or legal services organizations, law school clinical or pro bono programs that have been certified by the Supreme Court pursuant to Rule 1:21-11 for fee waiver status are exempt from filing fees and thus are not required to make a request for a fee waiver in individual cases.

Questions or concerns regarding this Directive may be directed to Michelle M. Smith, Clerk of the Superior Court, at 609-984-4200 or michelle.smith@njcourts.gov.

attachments

c: Chief Justice Stuart Rabner
Hon. Jack M. Sabatino
Steven D. Bonville, Chief of Staff
Melaney S. Payne, Special Assistant
Ann Marie Fleury, Special Assistant

SUPREME COURT OF NEW JERSEY

Pursuant to N.J. Const. Art. VI., sec. 2, par. 3, it is ORDERED that the provisions of Rule 1:13-2 ("Proceedings by Indigents") and Rule 2:7 ("Appeals by Indigent Persons") of the Rules Governing the Courts of the State of New Jersey are supplemented and relaxed so as to permit waiver of court filing and copy fees by reason of poverty for litigants (a) whose household income does not exceed 150% of the federal poverty level (with that level based on the number of members of the individual's household) and (b) who have no more than \$2500 in liquid assets, subject to completion and submission of a uniform fee waiver request form promulgated by the Administrative Director of the Courts and with eligibility for waiver to be determined based on the applicant meeting the above income and assets standards and providing the court with the required proof of eligibility. If the court determines that the complaint, application, motion, appeal, petition, or other filing is frivolous or malicious or constitutes an abuse of process, the court may deny such waiver of court filing and copy fees in noncriminal matters, unless otherwise provided for by law. The provisions of this order are separate from issues related to Public Defender eligibility and Form 5A applications as well as protocols for permitting defendants to pay financial penalties in installments in the municipal courts. This order shall be effective immediately and shall continue in effect pending adoption of conforming rule amendments.

For the Court,
/s/ Stuart Rabner
Chief Justice

Dated: April 5, 2017

NOTICE: This is a public document. Do not enter personal identifying information on it, such as your full Social Security number, driver's license number, insurance policy number, vehicle plate number, active financial account, credit card number or military status. This document as submitted will be available to the public upon request.

Name YOEL GRUEN
 Address 965 EAST 29TH STREET
BROOKLYN N.Y. 11210
 Telephone Number 718.406.7633
 Email Address joelgruen@hotmail.com

Supreme _____ Court of New Jersey
 _____ County (if applicable)

YOEL GRUEN,

Docket Number: _____

Plaintiff(s)/Appellant(s),

**Certification/Petition/Application in
Support of a Fee Waiver**

AHUVA GRUEN

v.

Defendant(s)/Respondent(s).

I/We, YOEL GRUEN, am/are the
☒ plaintiff(s)/ ☐ appellant(s)/ ☐ defendant(s)/ ☐ respondent(s)) in the above-captioned matter and
 I/we make this certification in support of my/our request for a filing fee waiver pursuant to *Rule 1:13-2*
 or *Rule 2:7-1*.

1. I/We am requesting this relief because I/we do not have sufficient funds or assets with which to pay the filing fees associated with this action.
2. I/We, ☐ am/ ☒ am not/ ☐ are/ ☐ are not an inmate in State prison or County Jail.*

***Attachments necessary:** If you are a state prison or county jail inmate, you must attach a certified copy of your prisoner's fund account statement from the appropriate correctional institution for the six months immediately preceding the date of this application. If you are requesting a waiver of the partial filing fee requirement set forth in *N.J.S.A. 30:4-16.3*, you must attach an affidavit of special circumstances.

3. I have been determined to be eligible for one or more of the following: (Check applicable boxes)
 - ☐ Public Assistance (please provide your most recent award statement as proof of eligibility);
 - ☒ Social Security Disability (please provide your most recent award statement as proof of eligibility)
4. Below is an accurate and full disclosure of my financial situation. I financially support SIX dependents (not including myself). (A dependent is an individual who is a child or relative who resides in the home and relies you for more than half of his/her support for any given calendar year)

Attachments necessary:

Provide two months of documentation for the following:

- Welfare, Public Assistance, Unemployment, Disability, Social Security, Child Support/Alimony, other income.

Provide six months of bank statements for the following:

- All bank accounts.

5. I/we ☐ am/ ☒ am not/ ☐ are/ ☐ are not claimed as a dependent on someone else's tax return

Employer's Name, Address and Telephone Number:

N/A

Complete the Following Information:

Net Monthly Income	\$	House(s)/Land Market Value	\$
Spousal/Cohabitant Contribution	\$	Value of All Motor Vehicles	\$
Unemployment/Disability	\$ 882.00	Cash	\$
Social Security	\$	Current Balance Checking Accts.	\$
Veterans Administration	\$	Current Balance Savings Accts.	\$
Pension	\$	Civil Judgment Awards/Pending	\$
Public Subsidies	\$	Current Value of Stocks/Bonds	\$
Child Support/Alimony	\$	Face Value of CDs/IRAs/401Ks	\$
Housing Subsidies	\$	Money Market Accounts	\$
Trust Fund Income	\$	Retrievable Bail Amt. & Location	\$
Income from Rental Properties	\$		
		Other Assets	\$
Total Monthly Income	\$ 882.00	Total Assets	\$ 0.00

6. I/We understand that I/we am/are under a continuing obligation to notify the court of a change in my financial situation

Certification

I/We certify that the foregoing statements made by me/us are true. I/We am/are aware that if any of the foregoing statements made by me/us are willfully false, I/we am/are subject to punishment.

I/We further certify that in accordance with Court Rule 1:38-7(b) all confidential personal identifiers have been redacted and that subsequent papers submitted to the court will not contain confidential personal identifiers.

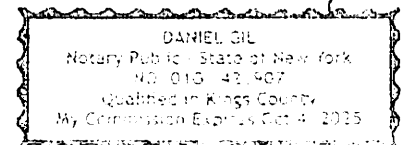
03/01/2024

Date

YOEL GRUEN

Print your name(s)

Signature(s)



NOTICE: This is a public document. Do not enter personal identifying information on it, such as your full Social Security number, driver's license number, insurance policy number, vehicle plate number, active financial account, credit card number or military status. This document as submitted will be available to the public upon request.

Name YOEL GRUEN
Address 965 EAST 29TH STREET
BROOKLYN N.Y. 11210
Telephone Number 718.406.7633
Email Address joelgruen@hotmail.com

Supreme Court of New Jersey
County (if applicable)

YOEL GRUEN

Docket Number: _____

Plaintiff(s)/Appellant(s),

AHUVA GRUEN

v.

Order Waiving Filing Fees

Defendant(s)/Respondent(s).

This matter having been brought before the court on application of YOEL GRUEN,
(☒ plaintiff(s)/ ☐ appellant(s)/ ☐ defendant(s)/ ☐ respondent(s)) for an Order waiving filing fees
pursuant to *Rule 1:13-2* or *Rule 2:7-1*, and the Court having considered the moving party's financial
information, the matter and for good cause appearing:

(Do not write below this line, For Court Use Only)

It is on this _____ day of _____, 20____, ORDERED that the application for a fee waiver is

☐ Granted ☐ Denied

037858

United States Treasury ¹⁵⁻⁵¹000 B 486,246,998



Pay to
the order of
YOEL D GRUEN
PO BOX 190775
BROOKLYN NY 11219 0775

11 03 23 28045300 KANSAS CITY, MO 4033 93911037
000839389605 4033 93911037 S 0000231026C1M5

Check No. 

*****856*10

SOC SEC FOR OCT

VOID AFTER ONE YEAR



00337

0000000518 939110370 071123

YOEL GRUEN

APPELLANT

VS

AHUVA GRUEN

RESPONDENT

SUPREME COURT OF NEW JERSEY

APPELLATE DIVISION NUMBER A-001251-23

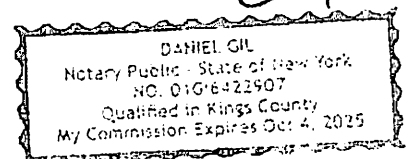
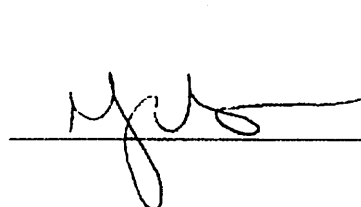
CERTIFICATION

I YOEL GRUEN CERTIFY THAT ON 3.1.2024 AN ORIGINAL AND FOUR COPIES OF NOTICE OF MOTION FOR LEAVE TO APPEAL AND NOTICE OF MOTION FOR LEAVE TO PROCEED AS INDIGENT WERE FORWARDED VIA CERTIFIED MAIL TO CLERK OF THE SUPREME COURT HUGHES JUSTICE COMPLEX P.O BOX 970 TRENTON N.J. 08625 AND TO CLERK OF THE APPELLATE DIVISION P.O. Box 006, Trenton, NJ 08625

I FURTHER CERTIFY THAT ON 3.1.2024 I FORWARDED SAME VIA CERTIFIED MAIL TO

1. AHUVA GRUEN 114 CHATEAU DRIVE LAKEWOOD NJ 08701
2. RESPONDENTS COUNSEL LEAH LEDERBERGER ESQ. 2110 WEST COUNTY LINE ROAD JACKSON NJ 08527
3. SUPERIOR COURT OF OCEAN COUNTY FAMILY DIVISION 120 HOOPER AVE TOMS RIVER NJ 08753
4. OCEAN COUNTY COUNCIL Berry, Sahradnik, Kotzas & Benson, P.C.
MATHEW THOMPSON ESQ. P.O BOX 757 212 HOOPER AVE TOMS RIVER NJ 08754

I certify that the forgoing statements made by me are true. I am aware that if any of the forgoing statements made by me are willfully false I am subject to punishment.



(1) Yoel Gruen

Your Name

965 East 29th Street

Address

Brooklyn N.Y 11210

City, State, Zip Code

(718) 406-7633 ext.

Telephone Number

joelgruen@hotmail.com

E-mail Address

(3) Superior Court of New Jersey

Appellate Division

Docket Number: A 001251-23

OR

Number assigned by trial/tax court or agency
(if no Appellate Division Docket Number):
FM-15-327-16

(3) Yoel Gruen

Appellant

v.

Ahuva Gruen

Respondent

Notice of Motion for

**(4) Reconsideration of the Courts 6.28.2022
Decision**

(5) To: Leah Lederberger

(Name of adversary and attorney, if represented)

2110 Weat County Line Road

(Address – use attorney's address if represented)

Jackson N.J. 08527

City, State, Zip Code

(6) PLEASE TAKE NOTICE that the undersigned hereby moves before the Superior Court of New Jersey, Appellate Division, for an Order granting the above-listed relief(s). In support of this motion, I shall rely on the attached:

☐ brief and appendix

☒ certification (procedural motions only)

(7) I am filing the original and 4 copies of my motion with the Clerk of the Appellate Division, and serving 2 copies of my motion on all of the parties to the above-captioned matter. Attached is a copy of my Certification of Service. RESPONDING PARTIES: Per Rule 2:8-1, answers to this motion should be filed with the Clerk of the Appellate Division within 10 days of your receipt of this motion unless otherwise directed by the Clerk.

5.28.2024

Date

Your Signature

Yoel Gruen

Print Name

DANIEL GIL
Notary Public - State of New York
NO. 0156401907
Qualified in Kings County

DANIEL GIL
Notary Public - State of New York
NO. 0156401907
Qualified in Kings County

YOEL GRUEN APPELLANT

VS

AHUVA GRUEN RESPONDENT

DOCKET NUMBER A-001251-23

5.28.2024

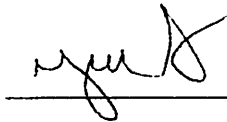
CERTIFICATION

I YOEL GRUEN AM ASKING THE COURT TO RECONSIDER IT'S 6.28.2022
DECISION DOCKET NUMBER A-3324-19.

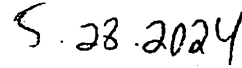
AS SEEN IN EXHIBIT NUMBER ONE ON 8.31.2021 THE RESPONDENT TOOK A
\$200,000.00 MORTGAGE ON THE MARTIAL HOME 114 CHATEAU DRIVE
LAKEWOOD N.J. 08701 THAT I WAS APPEALLING WITH THE APPELLATE
COURT AND WAS AT THAT TIME UNDER REVIEW WITH THE APPELLATE
COURT. THIS IS SOMETHING I JUST FOUND OUT AND IT'S QUITE
PECULIAR AND SOUNDS LIKE THE TRICKERY TACTICS THAT THE
RESPONDENT HAS BEEN CONTINUING GOING ON UNTIL NOW THAT I
COULDN'T LOOK UP [I PERIODICALLY CONTUINE LOOKING AND NOW IT
JUST CAME UP FOR THE FIRST TIME] AND SEE IF THE MARITAL HOME HAD
A SECOND MORTGAGE OR NOT UNTIL NOW WHICH IS SEVERAL YEARS LATER

BASED UPON THE FOREGOING I AM ASKING THE COURT FOR FULL AND
COMPLETE DISCOVERY.

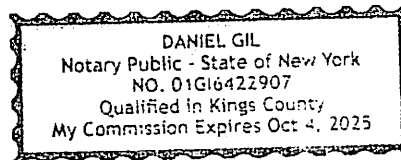
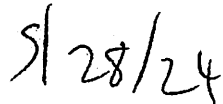
I CERTIFY THAT THE FOREGOING STATEMENTS MADE BY ME ARE TRUE
I AM AWARE THAT IF ANY OF THE FOREGOING STATEMENTS MADE BY ME
ARE WILLFULLY FALSE, I AM SUBJECT TO PUNISHMENT



YOEL GRUEN



DATE



NOTICE: This is a public document. Do not enter personal identifying information on it, such as your full Social Security number, driver's license number, insurance policy number, vehicle plate number, active financial account, credit card number or military status. This document as submitted will be available to the public upon request.

Name Yoel Gruen
 Address 965 East 29th Street
Brooklyn N.Y 11210
 Telephone Number 718.406.7633
 Email Address joelgruen@hotmail.com

APPELLATE Court of New Jersey
 County (if applicable)
 Docket Number: A-001251-23

YOEL GRUEN,

Plaintiff(s)/Appellant(s),

v.

AHUVA GRUEN,

Defendant(s)/Respondent(s).

Certification/Petition/Application in Support of a Fee Waiver

I/We, YOEL GRUEN, am/are the
☒ plaintiff(s)/ ☐ appellant(s)/ ☐ defendant(s)/ ☐ respondent(s)) in the above-captioned matter and
 I/we make this certification in support of my/our request for a filing fee waiver pursuant to *Rule 1:13-2*
 or *Rule 2:7-1*.

1. I/We am requesting this relief because I/we do not have sufficient funds or assets with which to pay the filing fees associated with this action.
2. I/We, ☐ am/ ☒ am not/ ☐ are/ ☐ are not an inmate in State prison or County Jail.*

***Attachments necessary:** If you are a state prison or county jail inmate, you must attach a certified copy of your prisoner's fund account statement from the appropriate correctional institution for the six months immediately preceding the date of this application. If you are requesting a waiver of the partial filing fee requirement set forth in *N.J.S.A. 30:4-16.3*, you must attach an affidavit of special circumstances.

3. I have been determined to be eligible for one or more of the following: (Check applicable boxes)
☐ Public Assistance (please provide your most recent award statement as proof of eligibility);
☒ Social Security Disability (please provide your most recent award statement as proof of eligibility)
4. Below is an accurate and full disclosure of my financial situation. I financially support 7 dependents (not including myself). (A dependent is an individual who is a child or relative who resides in the home and relies you for more than half of his/her support for any given calendar year)

Attachments necessary:

Provide two months of documentation for the following:

- Welfare, Public Assistance, Unemployment, Disability, Social Security, Child Support/Alimony, other income.

Provide six months of bank statements for the following:

- All bank accounts.

5. I/we ☐ am/ ☒ am not/ ☐ are/ ☐ are not claimed as a dependent on someone else's tax return

Employer's Name, Address and Telephone Number:

N/A

Complete the Following Information:

Net Monthly Income	\$	House(s)/Land Market Value	\$
Spousal/Cohabitant Contribution	\$	Value of All Motor Vehicles	\$
Unemployment/Disability	\$	Cash	\$
Social Security	\$ 882.00	Current Balance Checking Accts.	\$
Veterans Administration	\$	Current Balance Savings Accts.	\$
Pension	\$	Civil Judgment Awards/Pending	\$
Public Subsidies	\$	Current Value of Stocks/Bonds	\$
Child Support/Alimony	\$	Face Value of CDs/IRAs/401Ks	\$
Housing Subsidies	\$	Money Market Accounts	\$
Trust Fund Income	\$	Retrievable Bail Amt. & Location	\$
Income from Rental Properties	\$		
		Other Assets	\$
Total Monthly Income	\$ 882.00	Total Assets	\$ 0.00

6. I/We understand that I/we am/are under a continuing obligation to notify the court of a change in my financial situation

Certification

I/We certify that the foregoing statements made by me/us are true. I/We am/are aware that if any of the foregoing statements made by me/us are willfully false, I/we am/are subject to punishment.

I/We further certify that in accordance with Court Rule 1:38-7(b) all confidential personal identifiers have been redacted and that subsequent papers submitted to the court will not contain confidential personal identifiers.

05/20/2024

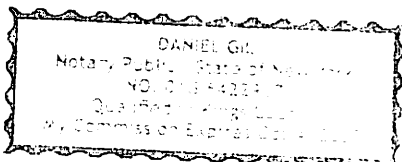
Date

YOEL GRUEN

Print your name(s)

Yoel Gruen

Signature(s)



NOTICE: This is a public document. Do not enter personal identifying information on it, such as your full Social Security number, driver's license number, insurance policy number, vehicle plate number, active financial account, credit card number or military status. This document as submitted will be available to the public upon request.

Name Yoel Gruen
Address 965 East 29th Street
Brooklyn N.Y 11210
Telephone Number 718.406.7633
Email Address joelgruen@hotmail.com

APPELLATE Court of New Jersey
County (if applicable)
Docket Number: A-001251-23

YOEL GRUEN,

Plaintiff(s)/Appellant(s),

v.

AHUVA GRUEN,

Defendant(s)/Respondent(s).

Order Waiving Filing Fees

This matter having been brought before the court on application of YOEL GRUEN,
(☒ plaintiff(s)/ ☐ appellant(s)/ ☐ defendant(s)/ ☐ respondent(s)) for an **Order** waiving filing fees
pursuant to *Rule* 1:13-2 or *Rule* 2:7-1, and the Court having considered the moving party's financial
information, the matter and for good cause appearing:

(Do not write below this line, For Court Use Only)

It is on this _____ day of _____, 20____, **ORDERED** that the application for a fee waiver is

☐ **Granted** ☐ **Denied**

(1) Yoel Gruen

Name (first, middle, last)

965 East 29th street

Address

Brooklyn N.Y. 11210

City, State, Zip Code

(718) 406-7633 ext.

Telephone Number

joelgruen@hotmail.com

E-mail Address

(2) Yoel Gruen

Appellant

(3) Superior Court of New Jersey

Appellate Division

Docket Number: A 001251-23

v.

OR

Ahuva Gruen

Resondent

Number assigned by trial/tax court or agency
(if no Appellate Division Docket Number):

FM-15-327-16

(4) I certify that on 05/28/2024, I served two copies of the following document(s):

Notice Of Motion For Reconsideration

(5) By: (select all that apply):

☐ hand delivery

☐ regular mail to last known address

☒ registered or certified mail, return receipt, to last known address

☐ other*

***Note:** There must be consent of receiving party to use a method of service other than mail or hand delivery. **BY SIGNING THIS FORM, YOU ARE CERTIFYING THAT THERE IS CONSENT.** If serving by e-mail or fax, provide the receiving party's e-mail address or fax number below:

(6) on the following parties, or their attorney if represented, in the above-captioned matter

Leah Lederberger

(Name of party and party's attorney, if represented)

2110 West County Line Road

(Address -- use attorney's address if represented)

Jackson N.J 08527

(City, State & Zip Code)

Certification of Service

Ahuva Gruen

(Name of party and party's attorney, if represented)

114 Chateau Drive

(Address – use attorney's address if represented)

Lakewood N.J 08701

(City, State & Zip Code)

- (7) **I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.**
(See Rule 1:4-4(b))

(8) 05/28/2024

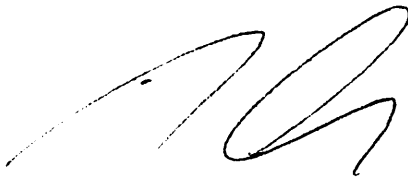
Date

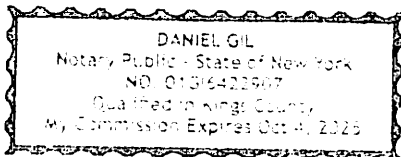
(9)


Signature

(10) Yoel Gruen

Print Name


5/28/24



**NOT FOR PUBLICATION WITHOUT THE
APPROVAL OF THE APPELLATE DIVISION**

This opinion shall not "constitute precedent or be binding upon any court." Although it is posted on the internet, this opinion is binding only on the parties in the case and its use in other cases is limited. R. 1:36-3.

**SUPERIOR COURT OF NEW JERSEY
APPELLATE DIVISION
DOCKET NO. A-3324-19**

YOEL GRUEN,

Plaintiff-Appellant,

v.

AHUVA GRUEN,

Defendant-Respondent.

Submitted May 31, 2022 – Decided June 28, 2022

Before Judges Rothstadt and Natali.

On appeal from the Superior Court of New Jersey,
Chancery Division, Family Part, Ocean County, Docket
No. FM-15-0327-16.

Yoel Gruen, appellant pro se.

Keith, Winters, Wenning & Harris, LLC, attorneys for
respondent (Cipora Winters, on the brief).

PER CURIAM

In this dissolution matter, plaintiff Yoel Gruen appeals from the Family
Part's October 11, 2019 default final judgment of divorce (JOD) granted to

defendant, Ahuva Gruen. On appeal, plaintiff argues that the trial court denied his due process rights by entering the default JOD while plaintiff was involuntarily hospitalized under a doctor's psychiatric care and without testimony from plaintiff's guardian ad litem. He also contends the court failed to hold defendant accountable for child support and erred by not equitably distributing the parties' marital properties, miscalculating his earning capacity, directing the parties to split the children's healthcare costs on a 75/25 basis, and directing him to pay \$167,993.80 in outstanding child support.

Having considered the record, we conclude that plaintiff's appeal must be dismissed as he failed to seek any relief from the trial court under Rule 4:50-1.

The facts pertinent to this appeal taken from the record are summarized as follows. The parties were married on March 12, 2000 in a religious ceremony. There were seven children born to the marriage, currently ranging from ages nine to twenty-one.

Plaintiff filed a complaint for divorce, on September 9, 2015, and defendant filed a timely answer and counterclaim. Thereafter, on June 7, 2016, the parties entered into an agreement as to their financial issues following mediation. On August 15, 2016, a consent order was entered as to custody and parenting time. Nevertheless, the parties thereafter engaged in protracted

litigation, filing numerous motions, including applications by plaintiff to seek relief from this court on an interlocutory basis, which we denied.

Subsequently, when the trial court began to attempt to schedule a final hearing in December 2017, plaintiff repeatedly failed to appear, asserting that he was receiving psychiatric treatment at Ancora State Psychiatric Hospital (Ancora) and could not attend the hearings.

On June 1, 2018, the court entered an order, as amended on June 8, 2018, in which it appointed a guardian ad litem for plaintiff after "find[ing] that the involuntary commitment of . . . [p]laintiff to Ancora . . . after a series of voluntary commitments raise[d] prima facie concerns about his mental health." The guardian ad litem later issued two reports, in June 2018 and September 2018, which informed the court that plaintiff's mental health providers believed that he was exaggerating his symptoms and was a "malingerer." As such, the guardian ad litem concluded that in her "opinion [plaintiff] can participate in the divorce [proceedings] but chooses not to." She noted, that "[a]t best, it appears that he is exaggerating his symptoms" or "[a]t worst, he is completely falsifying his symptoms in order to avoid participating in the litigation."

On January 18, 2019, the court entered an order striking plaintiff's pleading and permitting defendant to proceed on her counterclaim on a default

basis after finding that plaintiff "purposely evaded" the proceedings for over a year. In its written findings of fact that were incorporated into its order, the court stated, in pertinent part, as follows:

The within decision illustrates the lack of respect for these proceedings shown by [p]laintiff. Plaintiff has thwarted every opportunity to attempt to either resolve or otherwise adjudicate this matter. The [c]ourt has previously denied without prejudice [d]efendant's request to declare a default and have the matter proceed by way of default trial. However, [p]laintiff has now, in this [c]ourt's mind, purposely evaded this [c]ourt's proceedings for well over one (1) year. The last time that [p]laintiff appeared in [c]ourt was October of 2017. After that date, he would appear at the courthouse to drop off documents etc., but would be unavailable on any [m]otion or conference date scheduled by the [c]ourt. Since his release from Ancora approximately four (4) months ago, he has not made contact with the [c]ourt, although he had been advised by the Guardian Ad Litem that this matter would be proceeding. The [c]ourt is satisfied that he is purposely evading the process and is acting in what appears to be bad faith. The [c]ourt is convinced that fairness and equity necessitate granting the extraordinary remedy to strike [p]laintiff's pleadings and allow the matter to . . . proceed by default. The [c]ourt does not make this decision lightly. However, after an analysis and weighing of all the facts and circumstances in this case, the [c]ourt is satisfied that to do otherwise will serve to do nothing but delay the matter indefinitely and would be an injustice to [d]efendant, who has complied with all provisions of all [c]ourt orders currently in effect. Accordingly, default shall be entered upon the record. Pursuant to R[ule] 5:5-10, [d]efendant is ORDERED to file a Notice of Proposed Final Judgment and serve

same upon [p]laintiff. The matter will then be scheduled for a default hearing in the normal course after the period for objections has expired.

Thereafter, defendant filed and attempted to serve the Notice for Final Judgment required by Rule 5:5-10. However, despite her diligent efforts to locate plaintiff's address, she was unable to serve defendant. Thereafter, the court entered an order permitting defendant to serve plaintiff by substituted service through publication, which she did on August 5, 2019. Afterward, on October 11, 2019, the court presided over the default hearing. Plaintiff did not appear. On the same day, after considering defendant's testimony, the court issued the JOD, placing its reasons on the record that day. Defendant filed this appeal on April 28, 2020.¹

We conclude from our review of the record that plaintiff's appeal is barred under our holding in Haber v. Haber, 253 N.J. Super. 413, 414-15 (App. Div. 1992). In Haber, we considered the defendant's ability to appeal a default divorce judgment that was entered after the defendant filed an answer and counterclaim but failed to appear at trial. Ibid. There, we stated "a direct appeal will not lie from a judgment by default." Id. at 416 (first citing McDermott v.

¹ On June 26, 2020, we granted plaintiff's motion to file his notice of appeal "as within time."

Patterson, 122 N.J.L. 81, 84 (E. & A. 1939); and then Walter v. Keuthe, 98 N.J.L. 823, 826-27 (E. & A. 1923)); accord N.J. Div. of Youth & Fam. Servs. v. T.R., 331 N.J. Super. 360, 363-64 (App. Div. 2000) (citing Haber, 253 N.J. Super. at 416). We explained our reasoning in Haber as follows:

The reason underlying this rule is that the very theory and constitution of a court of appellate jurisdiction is only the correction of errors which a court below may have committed, and a court below cannot be said to have committed an error when its judgment was never called into exercise, and the point of law was never taken into consideration, but was abandoned by acquiescence or default of the party who raised it.

[Haber, 253 N.J. Super. at 416 (quoting McDermott, 122 N.J.L. at 84).]

Thus, "[t]he proper course is to apply to the trial court to vacate the judgment[]" under Rule 4:50-1.² Ibid. (citing Walter, 98 N.J.L. at 827).

In the matter now before us, the record contains no evidence that during the six months between the entry of the JOD and the filing of his appeal, plaintiff ever filed the required Rule 4:50-1 motion with the trial court. After he filed the appeal, and despite the statement in our above noted March 2021 order, to

² We note that in response to defendant's February 1, 2021 motion filed before us to "open the default judgment," we entered an order on March 8, 2021, denying relief and advising that "[a] motion to set aside a default judgment must be made in the trial court."

our knowledge, plaintiff has still not filed that motion. Under these circumstances, we are constrained to dismiss plaintiff's appeal.

Appeal dismissed.

I hereby certify that the foregoing
is a true copy of the original on
file in my office.


CLERK OF THE APPELLATE DIVISION

Exhibit # 1



Superior Court of New Jersey - Appellate Division

MARIE C. HANLEY, ESQ.
DEPUTY CLERK – CASE PROCESSING

JOSEPH H. ORLANDO, ESQ.
CLERK OF THE APPELLATE DIVISION

STACY A. FOLS, ESQ.
DIRECTOR, CENTRAL RESEARCH

SAUL E. HERNANDEZ
DEPUTY CLERK – ADMINISTRATIVE SERVICES

LISA D. BIGONY, ESQ.
CHIEF COUNSEL

Richard J. Hughes Justice Complex • P.O. Box 006 • Trenton, NJ 08625-0006

njcourts.gov • Tel: 609-815-2950 • Fax: 609-815-2949

Date: 06/04/2024

YOEL GRUEN
965 EAST 29TH ST
BROOKLYN, NJ 11210,

Re: YOEL GRUEN V. AHUVA GRUEN
Docket No. A-003324-19

Dear YOEL GRUEN,

The court has directed the Clerk's office to review motion documents, captioned "reconsideration of the Courts 6/28/22 decision" received 5/29/24. The motion does not comply with the court rules and policies of the Appellate Division. Motions for reconsideration must be filed within 10-days of the decision. R.2:11-6. Therefore, the enclosed material is being returned to you, unfiled.

JOSEPH H. ORLANDO
CLERK



FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ JUN 13 2024 ★

BROOKLYN OFFICE

JOEL GRUEN
965 E 29TH ST
BROOKLYN NY 11210

\$2.83 US POSTAGE
FIRST-CLASS
Jun 11 2024
Mailed from ZIP 11210
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16313383



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BROOKLYN NY 11201

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USPS Ground Advantage (lb.)

Ship To:

APPELETTE DIVISION CLERKS OFFICE
25 MARKET ST
PO BOX 006
TRENTON, NJ 08625-0006

Package ID: 143860 12.98

Tracking #: 9434611206210975770310

Actual Wt: 1.17 lbs

Rating Wt: 2 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (lb.)

Ship To:

CLERK OF THE SUPREME COURT HUGHES JUSTICE
COMPLEX

PO BOX 970

TRENTON, NJ 08625-0970

Package ID: 143872 12.98

Tracking #: 9434611206210975701840

Actual Wt: 1.76 lbs

Rating Wt: 2 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (oz.)

Ship To:

LEAH LEDERBERGER ESQ.
2110 W County Line Rd
JACKSON, NJ 08527

Package ID: 143879 9.02

Tracking #: 9400111206210975198006

Actual Wt: 0.26 lbs

Rating Wt: 0.31 lbs

Pkg Dims: 14.00 x 10.00 x 0.75

USPS Tracking [\$0.00]

Shipment-----

USPS Ground Advantage (oz.)

Ship To:

FAMILY DIVISION
OCEAN COUNTY SUPERIOR COURT
PO BOX 2191
TOMS RIVER, NJ 08754-2191

Package ID: 143880 7.99

Tracking #: 9400111206210975127365

Actual Wt: 0.24 lbs
Rating Wt: 0.25 lbs
Pkg Dims: 14.00 x 10.00 x 0.75
USPS Tracking [\$0.00]
Shipment-----
USPS Ground Advantage (oz.)
Ship To:
MATHEW B. THOMPSON ESQ.
BERRY, SAHRADNIK, KOTZAS & BENSON ATTORNEY
S AT LAW
212 HOOPER AVE
PO BOX 757
TOMS RIVER, NJ 08753-7608
Package ID: 143881 7.99
Tracking #: 9400111206210975160027
Actual Wt: 0.17 lbs
Rating Wt: 0.18 lbs
Pkg Dims: 14.00 x 10.00 x 0.75
USPS Tracking [\$0.00]

Shipment-----
USPS Ground Advantage (oz.)
Ship To:
AHUVA GRUEN
114 CHATEAU DR
LAKEWOOD, NJ 08701-5249
Package ID: 143882 7.99
Tracking #: 9400111206210975181954
Actual Wt: 0.25 lbs
Rating Wt: 0.25 lbs
Pkg Dims: 14.00 x 10.00 x 0.75
USPS Tracking [\$0.00]

SUBTOTAL	58.95
TAX	0.00
TOTAL	58.95
TEND Acct - Debit	58.95

Debit account: Account 1
Remaining balance: 134.54

Total shipments: 6
Joel Gruen

#26941 03/04/2024* 10:14 AM
Workstation: 0 - Master Workstation

Signature_____

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